

The Socorro Chieftain.

LOCALS

Born to Attorney and Mrs. A. A. Sedillo, Wednesday, a girl baby. Mother and child are reported as doing nicely.

Mrs. R. H. Hoffman is confined to her home in the western part of the city from the effects of an operation which was successfully performed by Dr. Richard Coulson on last Friday.

Rev. Dr. Brown late of the City of Mexico will conduct divine services at the Presbyterian church of this city on Sunday, April 7th. All are most cordially invited.

There will be a song service by the Sunday school children and church choir at the Presbyterian church tomorrow morning at 10:30 o'clock. Everybody invited to attend.

Henry Williams is walking with a crutch as the result of a sprained knee. The accident happened some time ago while Mr. Williams was helping in the branding of calves.

Hon. H. O. Bursum arrived at his home in Socorro Monday morning from a two months' stay in Santa Fe. He will now give his attention to his extensive business interests in Socorro and vicinity.

Mrs. A. H. Hilton and children of San Antonio are guests of Hon. and Mrs. H. O. Bursum at their home on Baca avenue. Mrs. Hilton returned recently from California, where she spent the winter months.

A. F. Katzenstein requests that his laundry patrons deliver their packages at his office next to Hill & Fischer's market on Tuesdays. The packages should be carefully wrapped and labeled with the owner's name. The goods will be delivered on Saturdays.

F. Fischer returned Wednesday evening from a six days' trip over east of the river in search of beef cattle. He succeeded in securing fourteen head of young cattle, which will soon be slaughtered for the Hill & Fischer market.

Hon. W. E. Martin came down from Santa Fe Sunday morning to spend a few days at home. He returned Wednesday morning to finish up some important final work in connection with his duties as chief clerk of the legislative council.

Prof. S. F. DeFord of Ottawa, Ohio, is in Socorro a guest in the home of his brother-in-law, Dr. C. G. Duncan. Professor DeFord is on his way home from a visit at the home of his daughter, Mrs. John A. Hunter of Aguascalientes, Mexico.

Dr. Richard Coulson, late of St. Louis, who has located in Socorro for the practice of his profession, has established an office at the Patrick McLaughlin residence opposite the Episcopal church on Fischer avenue, where he will receive callers from 8 until 9 o'clock a. m., and 1 to 3 o'clock p. m.

DR. PRICE'S CREAM Baking Powder

With least labor and trouble it makes hot-breads, biscuit and cake of finest flavor, light, sweet, appetizing, digestible and wholesome.

Greatest Aid to Cookery

Rev. M. Mathieson returned Thursday from Deming where he attended the Presbytery which held well attended and enthusiastic sessions on Tuesday and Wednesday. Mr. Mathieson, who has spent his life in missionary work in this country and South America, was elected moderator of the session.

The card party given by Mrs. M. Cooney at her pleasant home on McCutchen avenue on Saturday the 16th inst. proved an entire success. Mrs. J. G. Fitch proved herself a champion at the fascinating game of high five and carried off the first prize, a pretty silver olive fork while Mrs. W. G. Hammel won the second prize, a sterling silver lead pencil.

Attorney Jas. G. Fitch delivered a lecture before the students of the School of Mines yesterday morning on the subject "The Legal Aspects of Lode Locations in the United States." The lecture was exceedingly interesting and was listened to with close attention by all present. Mr. Fitch was so entertaining and instructive, in fact, that it is altogether probable that further demands will be made on him.

Mr. and Mrs. R. C. Jackson, formerly of Pittsburgh, Pennsylvania, but recently of Albuquerque, have arrived in Socorro and announce that they have come to stay. A nine pound baby son also arrived last Monday and it is supposed that he will cast his lot with us. They and their three other children will soon be comfortably located in the property now occupied by the family of Mr. Nathan Hall on Grant avenue.

Jas. W. Medley and son T. W. Medley, who are numbered among the most enterprising and prosperous cattlemen of Socorro county, were in Socorro Thursday afternoon. They were on their way from their ranches near Burley to Albuquerque on private business, expecting to return home the first of the week. They reported a very interesting and successful meeting of the Cattle and Horse Protective association in Magdalena. T. W. Medley was accompanied by his wife.

Mr. and Mrs. Thos. Jaques, assisted by their charming daughter Miss Agnes, entertained a number of their friends at their pleasant home on North California street last Saturday evening. Miss Agnes being an accomplished pianist, there was music both vocal and instrumental, and favorite readings, and with dainty refreshments as a finale, and as Mr. and Mrs. Jaques are known of old as royal entertainers, it is needless to say that the evening was most delightfully spent by all present, who were Mesdames H. M. Perkins, H. A. True, R. W. Twining, R. V. Smith, Geo. E. Cook, J. F. Cook, M. J. Martin, W. D. Newcomb, W. E. Martin, Wm. Driscoll, W. H. Herrick and A. Mayer; Misses Helen True, Lena Reid, Alma Savage, Bertha Hilton and Myrtle Williams; Messrs. H. M. Perkins, R. V. Smith, R. W. Twining, H. A. True, H. L. Perkins, Geo. E. Cook, and A. Mayer.

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Furnished rooms at Winkler's. Notice by Publication.

In the District Court of the Third Judicial District of the Territory of New Mexico, within and for the county of Socorro, William J. Weatherby, Plaintiff, vs. H. B. Hamilton, Lulu Driscoll, Fenton Hamilton and Mrs. H. B. Hamilton, the heirs at law of H. B. Hamilton, deceased, and all others heirs, administrators or assigns of H. B. Hamilton, deceased, and all others claiming any interest of, in and to the Gunboat and Contention Mines by, through or under H. B. Hamilton, deceased. Defendants.

Notice is hereby given that William J. Weatherby, plaintiff, has begun a civil action against H. B. Hamilton, Lulu Driscoll, Fenton Hamilton and Mrs. H. B. Hamilton, the heirs at law of H. B. Hamilton, deceased, and all others heirs, administrators or assigns of H. B. Hamilton, deceased, and all others claiming any interest of, in and to the Gunboat and Contention Mines by, through or under H. B. Hamilton, deceased, defendants, in the District Court of the Third Judicial District of the Territory of New Mexico, within and for the county of Socorro, and numbered 5156 on the Docket of said Court, alleging

That one Richard Phoenix, a minor under the age of twenty-one years, to-wit: of the age of eighteen years, was during all of the year 1896 the owner of an undivided one-thirty-second (1-32) interest of, in and to the Gunboat and Contention Mines, situate in the Cooney mining district, Socorro county, New Mexico, said mines being described more particularly as follows: The notice of location of the Gunboat mine is recorded in the office of the Probate Clerk and ex-Officio Recorder of Socorro county, Territory of New Mexico, in Book 16, at page 441, records of said Socorro county, and the amendatory notice of location whereof is recorded in Book 16, at page 793, records of said Socorro county; the notice of location of the Contention mine is recorded in said office in Book 16, at page 443, records of said Socorro county, and the amendatory notice of location whereof is recorded in Book 16, at page 673, records of said Socorro county.

That during all of the year 1896 one H. B. Hamilton, now deceased, was the owner of an undivided one-fourth interest of in and to the said Gunboat and Contention mines; that thereafter, to-wit, on the 29th day of June, 1903, said H. B. Hamilton died, and as plaintiff is informed and believes, intestate, leaving as heirs at law the defendants H. B. Hamilton, Lulu Driscoll, Fenton Hamilton and Mrs. H. B. Hamilton.

That on the 5th day of August, 1897, one Thomas F. Cooney was designated and appointed by the Probate Court within and for the county of Socorro, Territory of New Mexico, as the guardian of the said Richard Phoenix, minor, and the said Thomas F. Cooney duly qualified and was and became the guardian of the said Richard Phoenix, minor.

That on the 30th day of August, 1897, that being in the life time of the said H. B. Hamilton, now deceased, the said H. B. Hamilton sold and conveyed to one William B. Childers an undivided one-eighth interest in and to the Gunboat and Contention Mines; that during the year 1896, the said Richard Phoenix, for himself and in his own behalf as the owner of the said undivided one-thirty-second (1-32) interest of, in and to the said Gunboat and Contention mines, and in behalf of his co-owners of said premises, paid, laid out and expended the sum of \$160.00 in labor and improvements upon each of said mines for the purpose of holding said mines for the year 1896, under provisions of Section 2324 of the Revised Statutes of the United States, and thereafter on the 22nd day of October, 1897, the said Richard Phoenix by Thomas F. Cooney, his guardian as aforesaid, caused to be published in the Silver City Enterprise, a weekly newspaper published at Silver City, in the Territory of New Mexico, the same being the newspaper published nearest the said mines, a notice to the said H. B. Hamilton, his heirs, administrators and assigns, or anyone claiming by, through or under him or them, notifying them that he, the said Richard Phoenix, had expended the sum of \$160.00 for labor and improvements upon each of said mines for the year 1896 for the purpose of and in order to hold the said mines for the year 1896 under the provisions of said Section 2324, and that if within ninety days after the giving of this notice by publication the said H. B. Hamilton, his heirs, administrators or assigns, or anyone claiming by, through or under him or them, failed and refused to contribute their proportions of such expenditures as co-owners in said mines, then the interest of the said H. B. Hamilton, his heirs, administrators or assigns, or anyone claiming by, through or under him or them, in said mines would become the property of the said Richard Phoenix under the provisions of said Section 2324; and that said notice was duly published in the said Silver City Enterprise for the period of ninety days; and that the said H. B. Hamilton, his heirs, administrators or assigns, or anyone claiming by, through or under him or them, wholly failed and refused during the year 1896 to do and perform any annual labor and assessment in and upon said mines for the purpose of holding his or their interests therein, or for any purpose whatever, and wholly failed and refused to contribute or pay to the said Richard Phoenix or to his guardian, Thomas F. Cooney, or to any other person for them or either of them any part or proportion of the cost and value of the labor and improvements by the said Richard Phoenix done, performed and made up in the said mines as annual labor and assessment work thereon for the year 1896; and neither the said Richard Phoenix nor the said Thomas F. Cooney, guardian as aforesaid, from thence hitherto have had or received from the said H. B. Hamilton, his heirs, administrators or assigns, or from anyone claiming by, through or under him or them, or from anyone of them or from anyone for them any payment or contribution of any amount whatsoever on account of the performance by the said Richard Phoenix, as aforesaid, of said annual labor and assessment for the year 1896;

That by virtue of such performance of said labor and improvements for said year 1896 by the said Richard Phoenix and of said advertisement and notice of forfeiture published as aforesaid, said interests of the said defendants became and was forfeited to the said Richard Phoenix, and the said Richard Phoenix became the owner of and entitled to the possession of all of the said undivided one-eighth (1-8) interest of the said H. B. Hamilton, now deceased, and of his heirs, administrators and assigns, or of anyone claiming by, through or under him or them of said undivided one-eighth (1-8) interest of, in and to the said Gunboat and Contention mines;

That on the day of October, 1903, the plaintiff for a good and valuable consideration purchased of the said Richard Phoenix and the said Richard Phoenix sold, assigned and conveyed to the plaintiff all of the interest of the said Richard Phoenix of, in and to the said mines, said interest so purchased, sold and conveyed including the interest of the said H. B. Hamilton, now deceased, in said mines acquired by the said Richard Phoenix by virtue of said labor and assessment thereon for the year 1896 and the said notice and advertisement of forfeiture;

That all of the right, title and interest formerly held and claimed by the said H. B. Hamilton, or by his heirs, administrators or assigns, or anyone claiming by, through or under him or them, was so held and claimed by virtue of a certain deed of conveyance executed on the 17th day of May, 1890, by George Beardsley, James House and Mary House, his wife, and Robert Taylor, grantors, to the said H. B. Hamilton, grantee, and recorded in Book 32 of Records, at page 24, of the official records of said Socorro County, in the office of the Probate Clerk and ex-Officio Recorder, thereof, and that said deed of conveyance and record thereof constitute a cloud upon plaintiff's title in and to said premises. Plaintiff prays that he may be by the Court adjudged and decreed to be the owner of and entitled to the possession of all of that certain undivided one-eighth (1-8) interest of, in and to the said Gunboat and Contention mines formerly owned and held by the said H. B. Hamilton, deceased, and that all of the right, title and interest of the said H. B. Hamilton, deceased, in said mines held under and by virtue of that certain deed of conveyance executed on the 17th day of May, 1890, by George Beardsley, James House and Mary House, his wife, and Robert Taylor, grantors, and recorded in Book 32, at page 24, of the official records of Socorro county (excepting as to an undivided one-eighth interest conveyed to William B. Childers; and

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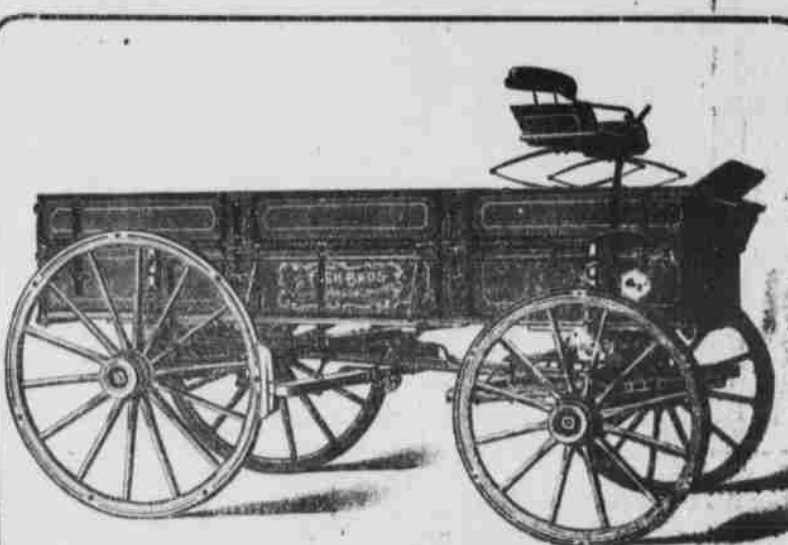
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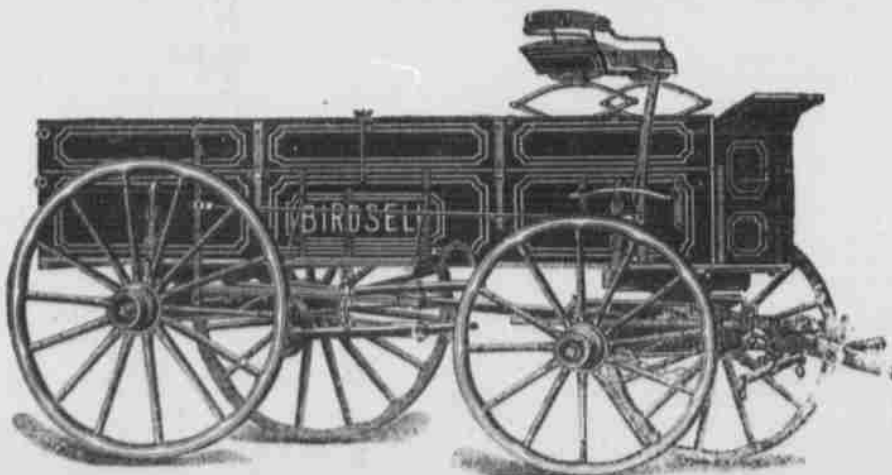
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administrators or assigns, or anyone claiming by, through or under him or them, was so held and claimed by virtue of a certain deed of conveyance executed on the 17th day of May, 1890, by George Beardsley, James House and Mary House, his wife, and Robert Taylor, grantors, to the said H. B. Hamilton, grantee, and recorded in Book 32 of Records, at page 24, of the official records of said Socorro County, in the office of the Probate Clerk and ex-Officio Recorder, thereof, and that said deed of conveyance and record thereof constitute a cloud upon plaintiff's title in and to said premises.

Plaintiff prays that he may be by the Court adjudged and decreed to be the owner of and entitled to the possession of all of that certain undivided one-eighth (1-8) interest of, in and to the said Gunboat and Contention mines formerly owned and held by the said H. B. Hamilton, deceased, and that all of the right, title and interest of the said H. B. Hamilton, deceased, in said mines held under and by virtue of that certain deed of conveyance executed on the 17th day of May, 1890, by George Beardsley, James House and Mary House, his wife, and Robert Taylor, grantors, and recorded in Book 32, at page 24, of the official records of Socorro county (excepting as to an undivided one-eighth interest conveyed to William B. Childers; and

also excepting an undivided one-twelfth (1-12) interest conveyed to Thomas F. Cooney on the 12th day of October, 1891) be adjudged and decreed to be forfeited to and be the property of the plaintiff, and that said defendants be adjudged and decreed henceforth barred and estopped from setting up or claiming any right, title or interest in and to the said premises, of any part thereof, by, through or under said instrument of conveyance dated May 17th, 1890, and for general relief.

The above named defendants and each of them are hereby notified that unless they enter their appearance in said cause on or before the 31st day of May, 1907, that judgment will be rendered against them by default in said cause.

The names of the attorneys for the plaintiff are Harlee & Barnes, whose post office address is Silver City, New Mexico.

Witness my hand and the seal of the Third Judicial District Court of the Territory of New Mexico, this 25 day of March, A. D. 1907.

[Seal] WILLIAM E. MARTIN, Clerk of Court.
By AGNES M. JAQUES, Deputy.

Call at The Chieftain office for your fancy stationery.